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Dated: 5/14/04

Signature: 

(Ginny Blundell)

Docket No.: APBI-P01-385  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Clemons et al.

Application No.: 09/435257

Confirmation No.: 4970

Filed: November 5, 1999

Art Unit: 1632

For: FK506-BASED REGULATION OF  
BIOLOGICAL EVENTS

Examiner: P. Paras

**STATEMENT UNDER 37 C.F.R. 1.825(A) AND 1.825(B)**

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Dear Sir:

The submission of the substitute Sequence Listing filed concurrently herewith does not include new matter.

The copy of the substitute Sequence Listing in computer readable form filed concurrently herewith is the same as the paper copy of the substitute Sequence Listing filed concurrently herewith.

Applicant believes no fee is due with this response in addition to the fees provided for on the Fee Transmittal sheet. However, if a fee is due, please charge our Deposit Account No. 18-1945, under Order No. APBI-P01-385 from which the undersigned is authorized to draw.

Dated: May 14, 2004

Respectfully submitted,

By 

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